



ATTACHMENT B

FORM MR-5
November 1, 2004

Bond Number 104329702
Permit Number S10131009
Mine Name LAVON GILES PIT

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
Division of Oil, Gas and Mining
1594 West North Temple Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
Telephone: (801) 538-5291
Fax: (801) 359-3940

RECEIVED

APR 08 2005

DIV OF OIL GAS & MINING

THE MINED LAND RECLAMATION ACT

SURETY BOND

The undersigned W.W. Clyde - Obayashi, A Joint Venture, as Principal, and Travelers Casualty & Surety Company of America, as Surety, hereby jointly and severally bind ourselves, our heirs, administrators, executors, successors, and assigns, jointly and severally, unto the State of Utah, Division of Oil, Gas and Mining (Division) in the penal sum of Ten Thousand and no/100 dollars (\$ 10,000.00).

Principal has estimated in the Mining and Reclamation Plan or Notice approved /accepted by the Division on the 15th day of March, 20 05, that 5 acres of land will be disturbed by mining operation in the State of Utah.

Described as: A portion of the SE ¼, of the NE ¼, and of the NW ¼ of Section 30, Township 3 South, Range 2 West, USM

The condition of this obligation is that if the Division determines that Principal has satisfactorily reclaimed the disturbed lands in accordance with the approved / accepted Mining and Reclamation Plan or Notice and has faithfully performed all requirements of the Mined Land Reclamation Act, and complied with the Rules and Regulations adopted in accordance therewith, then this obligation shall be void; otherwise it shall remain in full force and effect.

If the Mining and Reclamation Plan or Notice provides for periodic partial reclamation of the disturbed lands, and if the lands are reclaimed in accordance with such Plan or Notice, Act and regulations, then Principal may apply for a reduction in the amount of this Surety Bond.

0006



In the converse, if the Mining and Reclamation Plan or Notice provides for a gradual increase in the area disturbed or the extent of disturbance, then, the Division may require that the amount of this Surety Bond be increased, with the written approval of the Surety.

This bond may be canceled by Surety after ninety (90) days following receipt by the Division and Principal of written notice of such cancellation. Surety's liability shall then, at the expiration of said ninety (90) days, cease and terminate except that Surety will remain fully liable for all reclamation obligations of the Principal incurred prior to the date of termination.

Principal and Surety and their successors and assigns agree to guarantee said obligation and to indemnify, defend, and hold harmless the Division from any and all expenses (including attorney fees) which the Division may sustain in the collection of sums due hereunder.

Surety will give prompt notice to Principal and to the Division of the filing of any petition or the commencement of any proceeding relating to the bankruptcy, insolvency, reorganization, or adjustment of the debts of Surety, or alleging any violation or regulatory requirements which could result in suspension or revocation of the Surety's license to do business.

IN WITNESS WHEREOF, the Principal and Surety hereunto set their signatures and seals as of the dates set forth below.

W.W. Clyde – Obayashi, A Joint Venture
Principal (Permittee)

By: Jeff Clyde

Signature

Date

3/15/05

Surety Company

Travelers Casualty & Surety Company of America
Surety Company Name

302 West 5400 South, Ste.101
Street Address

W. Douglas Snow
Surety Company Officer

Murray, Utah 84107
City, State, Zip

Attorney-In-Fact
Title/Position

801-685-6860
Phone Number

Signature

March 15, 2005
Date

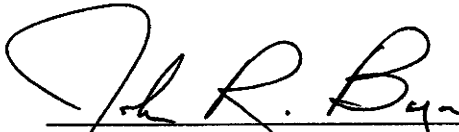
Page 3
MR-5
Attachment B
(revised May 9, 2005)

Bond Number 104329702
Permit Number S10131009
Mine Name LAVON GILES PIT
Other Agency File Number _____

COPY

SO AGREED this 8th day of July, 20 05.

AND APPROVED AS TO FORM AND AMOUNT OF SURETY:



John R. Baza, Director
Utah State Division of Oil, Gas and Mining

*NOTE: Where one signs by virtue of Power of Attorney for a Surety, such Power of Attorney must be filed with this bond. If the Operator is a corporation, the bond shall be executed by its duly authorized officer.

Bond Number 104329702
Permit Number 510131009
Mine Name LAVONGILES PIT
Other Agency File Number _____

COPY

AFFIDAVIT OF QUALIFICATION

On the 15th day of March, 20 05, W. Douglas Snow personally appeared before me, who being by me duly sworn did say that he/she, the said W. Douglas Snow is the Attorney-In-Fact of Travelers Casualty & Surety Company of America and duly acknowledged that said instrument was signed on behalf of said company by authority of its bylaws or a resolution of its board of directors and said W. Douglas Snow duly acknowledged to me that said company executed the same, and that he/she is duly authorized to execute and deliver the foregoing obligations; that said Surety is authorized to execute the same and has complied in all respects with the laws of Utah in reference to becoming sole surety upon bonds, undertaking and obligations.

Signed: [Signature]
Surety Officer

Title: Attorney-In-Fact

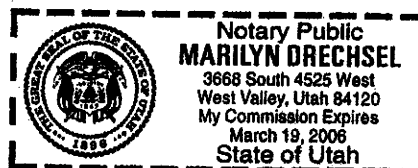
STATE OF UTAH)
) ss:
COUNTY OF SALT LAKE)

Subscribed and sworn to before me this 15th day of March, 20 05.

[Signature]
Notary Public
Residing at: WVC

My Commission Expires:

March 19, 2006



TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
TRAVELERS CASUALTY AND SURETY COMPANY
FARMINGTON CASUALTY COMPANY
Hartford, Connecticut 06183-9062



POWER OF ATTORNEY AND CERTIFICATE OF AUTHORITY OF ATTORNEY(S)-IN-FACT

KNOW ALL PERSONS BY THESE PRESENTS, THAT TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, corporations duly organized under the laws of the State of Connecticut, and having their principal offices in the City of Hartford, County of Hartford, State of Connecticut, (hereinafter the "Companies") hath made, constituted and appointed, and do by these presents make, constitute and appoint: W. Douglas Snow, D. Cory Payne, of Murray, Utah, their true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred to sign, execute and acknowledge, at any place within the United States, the following instrument(s): by his/her sole signature and act, any and all bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking and any and all consents incident thereto and to bind the Companies, thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Companies, and all the acts of said Attorney(s)-in-Fact, pursuant to the authority herein given, are hereby ratified and confirmed.

This appointment is made under and by authority of the following Standing Resolutions of said Companies, which Resolutions are now in full force and effect:

VOTED: That the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her.

VOTED: That the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary.

VOTED: That any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary, or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority.

This Power of Attorney and Certificate of Authority is signed and sealed by facsimile (mechanical or printed) under and by authority of the following Standing Resolution voted by the Boards of Directors of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, which Resolution is now in full force and effect:

VOTED: That the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

A WITNESS WHEREOF, THE TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY have caused this instrument to be signed by their Senior Vice President and their corporate seals to be hereto affixed this 15th day of July, 2003.

STATE OF CONNECTICUT

JSS. Hartford

COUNTY OF HARTFORD

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
TRAVELERS CASUALTY AND SURETY COMPANY
FARMINGTON CASUALTY COMPANY

COPY



By *George W. Thompson*
George W. Thompson
Senior Vice President

On this 15th day of July, 2003 before me personally came GEORGE W. THOMPSON to me known, who, being by me duly sworn, did depose and say: that he/she is Senior Vice President of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, the corporations described in and which executed the above instrument; that he/she knows the seals of said corporations; that the seals affixed to the said instrument are such corporate seals; and that he/she executed the said instrument on behalf of the corporations by authority of his/her office under the Standing Resolutions thereof.



Marie C. Tetreault
My commission expires June 30, 2006 Notary Public
Marie C. Tetreault

CERTIFICATE

I, the undersigned, Assistant Secretary of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, stock corporations of the State of Connecticut, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney and Certificate of Authority remains in full force and has not been revoked, and furthermore, that the Standing Resolutions of the Boards of Directors, as set forth in the Certificate of Authority, are now in force.

Signed and Sealed at the Home Office of the Company, in the City of Hartford, State of Connecticut. Dated this 17th day of January, 2005.



By *Kori M. Johanson*
Kori M. Johanson
Assistant Secretary, Bond

DUAL OBLIGEE RIDER

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APR 08 2005

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To be attached to and form a part of Performance Bond
No.

104329702

DIV OF OIL GAS & MINING

executed concurrently with this rider, it is agreed that:

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, Surety, and

W.W. Clyde - Obayashi, A Joint Venture, Principal,
for valuable consideration, hereby agree that the Performance Bond executed in favor of

State of Utah, Division of Oil, Gas and Mining (Division), Obligee,
in connection with a contract for: RECLAMATION

which bond and contract are made a part of hereof by reference, shall now include as an additional Obligee:

Duchesne County, Utah

in its capacity as Governing Jurisdiction for the aforementioned project.

The Surety shall not be liable under this bond to the Obligees, or either of them, unless the said Obligees, or either of them, shall make payments to the Principal or to the Surety, in case the Surety arranges for the completion of the contract upon default of the Principal, strictly in accordance with the terms of said contract as to payments, and shall perform all the other obligations to be performed under said contract at the time and in the manner therein set forth.

In no event shall the Surety be liable in the aggregate to both Obligees for more than the penal sum of its Performance Bond, nor shall it be liable except for a single payment for each single breach or default. At the Surety's election, any payment due to either Obligee may be made by its check issued jointly to both.

WITNESS the following signatures and seals this 15th day of March, 2005.

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA

By:

W. Douglas Snow

Attorney-in-Fact

W.W. Clyde - Obayashi, A Joint Venture

(Principal)

By:

Utah State Division of Oil, Gas & Mining

(Obligee)

By:

Duchesne County

(Dual Obligee)

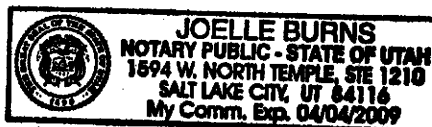
By:

Michael A. Hyde

Attest:


Attest:

Attest:



LICENSE OR
PERMIT BOND
BOND NO: _____

Travelers Property Casualty
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A member of citigroup

 5/013/009

KNOW ALL MEN BY THESE PRESENTS:

FEB 25 2005

THAT WE, **Levon Giles** **DIV OF OIL GAS & MINING**, as Principal
and **TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA**, a corporation duly incorporated under
the laws of the State of Connecticut, and authorized to do business in the State of Utah, as Surety, are held and firmly
bound unto the **Duchesne County**
in the penal sum of **Ten Thousand Dollars** (\$10,000) Dollars,
for the payment of which we hereby bind ourselves, our heirs, executors and administrators, jointly and severally by these
presents.

THE CONDITIONS OF THIS BOND ARE SUCH, that the said Principal has applied for a license as/for
Duchesne County, Reclamation Bond in accordance with the requirements
of the ordinance of said **Duchesne County**
and has agreed to hold said **Duchesne County**
harmless from any damage by reason of his/her engaging in said business.

NOW THEREFORE, if said Principal shall faithfully perform all the duties of Reclaiming the real property described as:
Beginning at a point located 400 feet South of the North quarter corner of Section 30, Township 3 South Range 2 West
U.S.B.&M. Thence West 660 feet; thence South 660 feet; thence East 660 feet; thence North 660 feet to the point of
beginning. Containing 10 acres.
according to the requirements of the ordinance of said, **Duchesne County**
and protect said **Duchesne County**
from any damage as hereinbefore stated, then this obligation shall be null and void; otherwise to remain in full force and
effect.

Provided, However, that this bond may be continued at the option of the Surety by the issuance of a non-cumulative
Continuation Certificate.

This bond becomes effective on the 17th day of January, 2005 and expires on the 17th day of January, 2007.

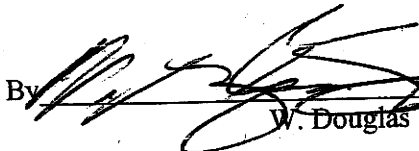
DATED: January 17, 2005

Levon Giles

Principal

By Levon Giles

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA

By 
W. Douglas Snow, Attorney-In-Fact

STATE OF UTAH

}

}ss:

COUNTY OF SALT LAKE

}

W. Douglas Snow being first sworn, on oath and deposes and says, that he is the attorney-in-fact of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, and that he is duly authorized to execute and deliver the forgoing obligation; that said Company is authorized to execute the same, and has complied in all respects with the laws of Utah in reference to becoming sole surety upon bonds, undertakings and obligation.

302 West 5400 South, Suite 101
Murray, Utah 84107

Subscribed and sworn to before me, this 17th day of January, 2005

Notary Public

My Commission Expires:

March 19, 2006

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
TRAVELERS CASUALTY AND SURETY COMPANY
FARMINGTON CASUALTY COMPANY
Hartford, Connecticut 06183-9062

POWER OF ATTORNEY AND CERTIFICATE OF AUTHORITY OF ATTORNEY(S)-IN-FACT

KNOW ALL PERSONS BY THESE PRESENTS, THAT TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, corporations duly organized under the laws of the State of Connecticut, and having their principal offices in the City of Hartford, County of Hartford, State of Connecticut, (hereinafter the "Companies") hath made, constituted and appointed, and do by these presents make, constitute and appoint: W. Douglas Snow, D. Cory Payne, of Murray, Utah, their true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred to sign, execute and acknowledge, at any place within the United States, the following instrument(s): by his/her sole signature and act, any and all bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking and any and all consents incident thereto and to bind the Companies, thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Companies, and all the acts of said Attorney(s)-in-Fact, pursuant to the authority herein given, are hereby ratified and confirmed.

This appointment is made under and by authority of the following Standing Resolutions of said Companies, which Resolutions are now in full force and effect:

VOTED: That the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her.

VOTED: That the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary.

VOTED: That any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary, or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority.

This Power of Attorney and Certificate of Authority is signed and sealed by facsimile (mechanical or printed) under and by authority of the following Standing Resolution voted by the Boards of Directors of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, which Resolution is now in full force and effect:

VOTED: That the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

WITNESS WHEREOF, TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY have caused this instrument to be signed by their Senior Vice President and their corporate seals to be hereto affixed this 15th day of July, 2003.

STATE OF CONNECTICUT

City of Hartford

COUNTY OF HARTFORD

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
TRAVELERS CASUALTY AND SURETY COMPANY
FARMINGTON CASUALTY COMPANY



By *George W. Thompson*
George W. Thompson
Senior Vice President

On this 15th day of July, 2003 before me personally came GEORGE W. THOMPSON to me known, who, being by me duly sworn, did depose and say: that he/she is Senior Vice President of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, the corporations described in and which executed the above instrument; that he/she knows the seals of said corporations; that the seals affixed to the said instrument are such corporate seals; and that he/she executed the said instrument on behalf of the corporations by authority of his/her office under the Standing Resolutions thereof.



Marie C. Tetreault

My commission expires June 30, 2006 Notary Public
Marie C. Tetreault

CERTIFICATE

I, the undersigned, Assistant Secretary of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, stock corporations of the State of Connecticut, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney and Certificate of Authority remains in full force and has not been revoked; and furthermore, that the Standing Resolutions of the Boards of Directors, as set forth in the Certificate of Authority, are now in force.

Signed and Sealed at the Home Office of the Company, in the City of Hartford, State of Connecticut. Dated this 17th day of

January, 2005



By *Kori M. Johanson*
Kori M. Johanson
Assistant Secretary, Bond

dsnow@beehiveinsurance.com

COMMERCIAL SURETY BOND APPLICATION

Agency name and code: Beehive Insurance Agency, Inc.	Agent's name: W. Douglas Snow	Bond #: 104329702
Applicant's name in full (if a partnership give the name of each partner); including Tax ID # () or S.S.#() Levon Giles		
Business address:		Occupation:
Residence address: HC 65 Box 50 Altamont, UT 84001		
Predominant Business Activity: Duchesne County, Reclamation		SIC Code:
Type of Bond: Reclamation	Amount of Bond: 10,000	Effective date: January 17, 2005
Complete name and address of Obligatee: Duchesne County Administration, 734 N. Center, P.O. Box 910, Duchesne, UT 84021		

Indemnity Agreement

The undersigned Applicant and Indemnitor(s) all hereinafter called the Indemnitor(s) hereby certify that the foregoing declarations made and answers given, are the truth without reservation, and are made for the purpose of inducing TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, One Tower Square, Hartford, Connecticut 06183 for itself and its affiliates, parents, and subsidiaries, hereinafter called Surety, to issue the bond(s) or undertaking(s) applied for and any renewal and increase of the same or of any bond(s) or undertaking(s) of similar nature given in substitution or renewal thereof (all comprehended in the word "bond(s)" or "undertaking(s)" as herein used). The Indemnitor(s) agree that the Surety may decline the Bond(s) applied for or may cancel or terminate same without incurring liability whatsoever to the Indemnitor(s). In consideration of the Surety executing said bond(s) or undertaking(s) or the forbearance of cancellation of any bond(s), the Indemnitor(s) do undertake and agree as follows:

To pay the Surety all premiums when due and annually in advance of each renewal thereafter, until the Indemnitor(s) shall serve upon the Surety, at its said office, competent written legal evidence, satisfactory to the Surety, of it being duly discharged from such bond or undertaking. Indemnitor(s) hereby expressly authorize Company to access its credit records and to make such pertinent inquiries as may be necessary from third party sources for the following purposes: (a) to verify information supplied to Company; (b) for underwriting purposes; and (c) upon establishment of a reserve, for debt collection. The Indemnitor(s) will at all times indemnify, and keep indemnified, the Surety, and hold and save it harmless from and against any and all damages, loss, costs, charges and expenses of whatsoever kind or nature, including counsel and attorney's fees, whether incurred under retainer or salary or otherwise, which it shall or may, at any time, sustain or incur by reason or in connection with furnishing any bond or undertaking. To deposit with the Surety on demand an amount sufficient to discharge any claim made against the Surety on the bond(s) or undertaking(s). This sum may be used by Surety to pay such claim or be held by Surety as collateral security against loss or cost on the bond(s) or undertaking(s).

Regardless of the date of signature(s), this indemnity agreement is effective as of the date of execution of aforementioned bond(s) or undertaking(s) and is continuous until Surety is satisfactorily discharged from liability pursuant to the terms and conditions contained herein.

Signed this 17th day of January, 2005.

Applicants and Indemnitors sign below

X

Witness to Individual or Proprietorship signature here

Levon Giles

X

Individual and Proprietorship applicant sign here

SEAL

Name of Corporate or Partnership applicant typed or printed here

X

Attest by Corporate Officer or Witness to Partner signature here

X

Corporate Officer or Partner sign here

Third Party Indemnitor(s) sign below:

In consideration of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA executing the bond hereinabove applied for, we jointly and severally join in the foregoing indemnity agreement.

X

Witness

W.W. Clyde & Co.

X

Indemnitor - Include Social Security #/Tax I.D. # ()

Obayashi Construction, Inc.

X

Indemnitor - Include Social Security #/Tax I.D. # ()

X

Witness

X

Witness

X

Indemnitor - Include Social Security #/Tax I.D. # ()

Agent's
Recommendation

Describe the length and nature of your relationship with the applicant:

Do you recommend the applicant for this bond? Yes ☐ No ☐

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DIV. OF OIL, GAS & MINING

X

Indemnitor - Include Social Security #/Tax I.D. # ()

X

Indemnitor - Include Social Security #/Tax I.D. # ()

X

Indemnitor - Include Social Security #/Tax I.D. # ()

A. Court Bonds

(attach judgment, court order, lien, attachment and/or other relevant documents, including bond form and financial statement.)

Title of Action:

Plaintiff ☐Defendant ☐

Name and address of principal's attorney:

Name and location of the court:

B. Probate Bonds

Name of deceased / incompetent / minor:

Age:

Date of death:

Date of appointment:

Name and address of court:

Name and address of attorney:

Will attorney remain involved throughout duration of this estate?

Yes ☐ No ☐

Is there a trust? (If yes, submit copy)

Yes ☐ No ☐

Applicant's relationship to deceased / minor / incompetent:

Is applicant indebted to estate?

Yes ☐ No ☐

Applicant's qualifications for handling estate:

Applicant's Net Worth:

List assets of estate:

Bonds:

Cash:

Stocks:

Real Estate:

Other:

List Liabilities of the estate:

Who are the heirs of the estate?

Does the estate include an ongoing business?

Yes ☐ No ☐ (if yes, send copy of court order)

Is there dissension among the heirs?

Yes ☐ No ☐

Any previous bonds? (If yes, state name, bond amount, and previous surety)

Yes ☐ No ☐**C. Lost Security Bonds**

(attach a copy of transfer agent replacement procedures, if applicable and a financial statement.)

Description of lost instrument:

Serial/CUSIP Number:

Date of instrument issue:

If registered, in whose name?

Date of loss:

How was the instrument lost, stolen or destroyed?

Has stop loss notice been given? Yes ☐ No ☐

When?

Is instrument negotiable?

Yes ☐ No ☐

To Whom?

Payable to applicant only? Yes ☐ No ☐

If check, has payment been stopped?

Yes ☐ No ☐

If not, to whom is it payable?

If so, when?

If instrument is a bond, please provide the following:

Face Amount:

Interest %:

Maturity Date:

Interest paid to date?

How and when is interest paid?

If instrument is a stock certificate, please provide the following:

Number of shares:

Current market value:

Has the lost instrument been endorsed, transferred, hypothecated or pledged? Yes ☐ No ☐

Has any assignment of Power of Attorney been executed that would enable any other person to transfer said instrument?

Yes ☐ No ☐

Mailing Address:
HC 65 Box 119
Bluebell, UT 84007
Phone 435-454-4644
Fax 435-454-4648

W.W. Clyde/Obayashi
Big Sand Wash Reservoir
Enlargement Project
Contract C-2005-02

Fax

To: PAUL BAKER From: CLARE PROTHRO
Fax: 801-359-3940 Pages: 3
Phone: _____ Date: 03/02/2005
Re: _____ CC: _____

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

• Comments:

PAUL,

PLEASE FIND ATTACHED A COPY OF THE APPLICATION FOR
THE LIME BOND AS WE DISCUSSED.

THANKS

CLARE

RECEIVED

MAR 02 2005

DIV. OF OIL, GAS & MINING

Shipping Address: Milepost 27 Highway 87 Altamont, Utah 84007

LICENSE OR
PERMIT BOND
BOND NO: _____

Travelers Property Casualty
RECEIVED
A member of citigroup



5/6/13/009

KNOW ALL MEN BY THESE PRESENTS:

FEB 25 2005

THAT WE, **Levon Giles** **DIV OF OIL GAS & MINING**, as Principal
and **TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA**, a corporation duly incorporated under
the laws of the State of Connecticut, and authorized to do business in the State of Utah, as Surety, are held and firmly
bound unto the **Duchesne County** (\$10,000) Dollars,
in the penal sum of **Ten Thousand Dollars**
for the payment of which we hereby bind ourselves, our heirs, executors and administrators, jointly and severally by these
presents.

THE CONDITIONS OF THIS BOND ARE SUCH, that the said Principal has applied for a license as/for
Duchesne County, Reclamation Bond in accordance with the requirements
of the ordinance of said **Duchesne County**
and has agreed to hold said **Duchesne County**
harmless from any damage by reason of his/her engaging in said business.

NOW THEREFORE, if said Principal shall faithfully perform all the duties of Reclaiming the real property described as:
Beginning at a point located 400 feet South of the North quarter corner of Section 30, Township 3 South Range 2 West
U.S.B.&M. Thence West 660 feet; thence South 660 feet; thence East 660 feet; thence North 660 feet to the point of
beginning. Containing 10 acres.
according to the requirements of the ordinance of said, **Duchesne County**
and protect said **Duchesne County**
from any damage as hereinbefore stated, then this obligation shall be null and void; otherwise to remain in full force and
effect.

Provided, However, that this bond may be continued at the option of the Surety by the issuance of a non-cumulative
Continuation Certificate.

This bond becomes effective on the 17th day of January, 2005 and expires on the 17th day of January, 2007.

DATED: January 17, 2005

Levon Giles

Principal

By Levon Giles

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA

By [Signature]
W. Douglas Snow, Attorney-In-Fact